

09/807471

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING NATIONAL PHASE OF
PCT APPLICATION UNDER 35 U.S.C. 371 AND 37 CFR 1.494 OR 1.495

To: Hon. Commissioner of Patents
 Washington, D.C. 20231



00909

TRANSMITTAL LETTER TO THE UNITED STATES
 DESIGNATED/ELECTED OFFICE (DO/EO/US)

Atty Dkt: P 280086 /2980538US/HS/kop
M# /Client Ref.

From: Pillsbury Winthrop LLP, IP Group: Date: April 13, 2001

This is a **REQUEST** for **FILING** a PCT/USA National Phase Application based on:

1. International Application	2. International Filing Date	3. Earliest Priority Date Claimed
<u>PCT/FI99/00840</u> <small>↑ country code</small>	11 October 1999 Day MONTH Year	13 October 1998 Day MONTH Year (use item 2 if no earlier priority)

Measured from the earliest priority date in item 3, this PCT/USA National Phase Application Request is being filed within:

(a) 20 months from above item 3 date (b) 30 months from above item 3 date,
 (c) Therefore, the due date (unextendable) is April 13, 2001

Title of Invention DATA TRANSMISSION RESOURCES OPTIMIZATION

Inventor(s) KANGAS, Arto et al

Applicant herewith submits the following under 35 U.S.C. 371 to effect filing:

Please immediately start national examination procedures (35 U.S.C. 371 (f)).

8. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is transmitted herewith (file if in English but, if in foreign language, file only if not transmitted to PTO by the International Bureau) including:

- a. Request;
- b. Abstract;
- c. pgs. Spec. and Claims;
- d. sheet(s) Drawing which are informal formal of size A4 11"

9. A copy of the International Application has been transmitted by the International Bureau.

10. A translation of the International Application into English (35 U.S.C. 371(c)(2))

- a. is transmitted herewith including: (1) Request; (2) Abstract;
 (3) 23 pgs. Spec. and Claims;
 (4) 4 sheet(s) Drawing which are:
 informal formal of size A4 11"
- b. is not required, as the application was filed in English.
- c. is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd.
- d. Translation verification attached (not required now).

11. Please see the attached Preliminary Amendment

12. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., before 18th month from first priority date above in item 3, are transmitted herewith (file only if in English) including:

13. PCT Article 19 claim amendments (if any) have been transmitted by the International Bureau

14. Translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., of claim amendments made before 18th month, is attached (required by 20th month from the date in item 3 if box 4(a) above is X'd, or 30th month if box 4(b) is X'd, or else amendments will be considered canceled).

15. **A declaration of the inventor (35 U.S.C. 371(c)(4))**
 a. is submitted herewith Original Facsimile/Copy
 b. is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd.

16. **An International Search Report (ISR):**
 a. Was prepared by European Patent Office Japanese Patent Office Other
 b. has been transmitted by the international Bureau to PTO.
 c. copy herewith (1 pg(s).) plus Annex of family members (1 pg(s).).

17. **International Preliminary Examination Report (IPER):**
 a. has been transmitted (if this letter is filed after 28 months from date in item 3) in English by the International Bureau with Annexes (if any) in original language.
 b. copy herewith in English.
 c.1 IPER Annex(es) in original language ("Annexes" are amendments made to claims/spec/drawings during Examination) including attached amended:
 c.2 Specification/claim pages #__ claims #
 Dwg Sheets #
 d. Translation of Annex(es) to IPER (required by 30th month due date, or else annexed amendments will be considered canceled).

18. **Information Disclosure Statement including:**
 a. Attached Form PTO-1449 listing documents
 b. Attached copies of documents listed on Form PTO-1449
 c. A concise explanation of relevance of ISR references is given in the ISR.

19. **Assignment** document and Cover Sheet for recording are attached. Please mail the recorded assignment document back to the person whose signature, name and address appear at the end of this letter.

20. Copy of Power to IA agent.

21. **Drawings** (complete only if 8d or 10a(4) not completed): __ sheet(s) per set: 1 set informal; Formal of size A4 11"

22. Small Entity Status is Not claimed is claimed (pre-filing confirmation required)
 22(a) ___ (No.) Small Entity Statement(s) enclosed (since 9/8/00 Small Entity Statements(s) not essential to make claim)

23. **Priority** is hereby claimed under 35 U.S.C. 119/365 based on the priority claim and the certified copy, both filed in the International Application during the international stage based on the filing in (country) FINLAND of:

<u>Application No.</u>	<u>Filing Date</u>	<u>Application No.</u>	<u>Filing Date</u>
(1) 982222	October 13, 1998	(2) _____	_____
(3) _____	_____	(4) _____	_____
(5) _____	_____	(6) _____	_____

a. See Form PCT/IB/304 sent to US/DO with copy of priority documents. If copy has not been received, please proceed promptly to obtain same from the IB.
 b. Copy of Form PCT/IB/304 attached.

RE: USA National Phase Filing of PCT/FI99/00840

24. Attached:

25 Per Item 17.c2, cancel original pages # ___, claims # ___, Drawing Sheets #26. Calculation of the U.S. National Fee (35 U.S.C. 371 (c)(1)) and other fees is as follows:Based on amended claim(s) per above item(s) 12, 14, 17, 25 (hilite)

Total Effective Claims	minus 20 =	x \$18/\$9 = \$0	966/967	
Independent Claims	minus 3 =	x \$80/\$40 = \$0	964/965	
If any proper (ignore improper) Multiple Dependent claim is present,			add\$270/\$135 +0	968/969

BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(4)): →→ BASIC FEE REQUIRED, NOW →→→A. If country code letters in item 1 are not "US", "BR", "BB", "TT", "MX", "IL", "NZ", "IN" or "ZA"See item 16 re:

1. Search Report was <u>not</u> prepared by EPO or JPO -----	add\$1000/\$500	960/961
2. Search Report was prepared by EPO or JPO -----	add\$860/\$430 +1000	970/971

SKIP B, C, D AND E UNLESS country code letters in item 1 are "US", "BR", "BB", "TT", "MX", "IL", "NZ", "IN" or "ZA"

→ B. If USPTO did not issue both International Search Report (ISR) and (if box 4(b) above is X'd) the International Examination Report (IPER), ----- add\$970/\$485 +0 960/961

→ C. If USPTO issued ISR but not IPER (or box 4(a) above is X'd), ----- add\$710/\$355 +0 958/959

→ D. If USPTO issued IPER but IPER Sec. V boxes not all 3 YES, ----- add\$690/\$345 +0 956/957

→ E. If international preliminary examination fee was paid to USPTO and Rules 492(a)(4) and 496(b) satisfied (IPER Sec. V all 3 boxes YES for all claims), ----- add \$100/\$50 +0 962/963

27. **SUBTOTAL = \$1000**28. If Assignment box 19 above is X'd, add Assignment Recording fee of ---\$40 +0 (581)29. Attached is a check to cover the ----- **TOTAL FEES \$1000**

Our Deposit Account No. 03-3975
 Our Order No. 60258 | 280086
 C# M#



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CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 and 492 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed

Pillsbury Winthrop LLP
 Intellectual Property Group

By Atty: Christine H. McCarthy Reg. No. 41844

Sig: Christine H. McCarthy Fax: (202) 822-0944
 Atty/Sec: CHM/mhn Tel: (202) 861-3075

NOTE: File in duplicate with 2 postcard receipts (PAT-103) & attachments.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

Confirmation No.: Unknown

KANGAS et al.

Group Art Unit: Unknown

Appln. No.: FILED HEREWITH

Examiner: Unknown

Filed: HEREWITH

Title: DATA TRANSMISSION RESOURCES OPTIMIZATION

April 13, 2001

* * * * *

PRELIMINARY AMENDMENT

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

Prior to initial examination on the merits, please amend the above-identified application as follows:

IN THE SPECIFICATION:

At the top of the first page, just under the title, insert

--This application is the National Phase of International Application PCT/FI99/00840 filed October 11, 1999 which designated the U.S. and that International Application was Published under PCT Article 21(2) in English.--

IN THE CLAIMS:

Please enter the following amended claims 1-22:

1. (Amended) A method for optimizing the use of data transmission resources between terminals in a telecommunication system and a network element in the telecommunication system, the method comprising:

forming an end-to-end connection between a first one of the terminals in the telecommunication system and a second one of the terminals, the end-to-end connection including a first connection part between the first terminal and the network element and a second connection part between the network element and the second terminal,

monitoring the end-to-end connection to detect an event indicating a difference in an allocated capacity between the first and second connection parts of the end-to-end connection, the difference in the allocated capacity being between a capacity of the first connection part and a capacity allocated to the second connection part,

defining an extent of a detected event,

checking whether an extent of the detected event fulfills a predetermined condition, and

if the condition is fulfilled, changing the capacity allocated to the first connection part from data transmission resources in such a manner that a difference in an allocated capacity between the first and second connection parts decreases.

2. (Amended) The method of claim 1, wherein the monitoring, defining, checking and changing are performed separately for an uplink and a downlink direction of the connection.

3. (Amended) The method of claim 1, wherein the monitoring, defining and checking are performed separately for an uplink and a downlink direction of the connection, and the method further comprises upgrading the allocated capacity between the first and second connection parts if the extent of the event of either the uplink direction or the downlink direction fulfills the predetermined condition.

4. (Amended) The method of claim 1, wherein the monitoring, defining, checking and changing are performed separately for an uplink and a downlink

direction of the connection, and the method further comprises downgrading the allocated capacity between the first and second connection parts when the predetermined condition relating to a downgrade is fulfilled in both the uplink and downlink directions.

5. (Amended) The method of claim 4, wherein the downgrading includes downgrading the allocated capacity between the first and second connection parts by a smaller downgrade amount allowed if a downgrade amount allowed by the uplink side is a different downgrade amount from a downgrade amount allowed by the downlink side.

6. (Amended) The method of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts is a transmission of padding, and the extent of the event is defined by measuring the amount of the padding to be transmitted.

7. (Amended) The method of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts is a need for flow control, and the extent of the event is defined by detecting a duration of the flow control.

8. (Amended) The method of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts is buffering, and the extent of the event is defined by detecting a filling degree or filling rate of the buffer.

9. (Amended) The method of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts is information received from the other connection part on the allocated capacity thereof

and wherein the extent of the event is defined at least partially based on a difference in the allocated capacity expressed by the information.

10. (Amended) The method of claim 1, wherein the telecommunication system is a mobile communication system and the data transmission resources are resources on an air interface.

11. (Amended) A method for optimizing the use of resources on an air interface between a mobile station in a mobile communication system and a communication network in a data call between the mobile station and a terminal in the communication network, the method comprising:

forming an end-to-end connection including a first leg between the mobile station and an interworking unit in the mobile communication system and a second leg between the interworking unit of the mobile communication system and the terminal,

maintaining information indicating a capacity of the first leg on the air interface,

receiving information indicating a capacity of the second leg,

comparing the capacities of the first and second legs with each other,

if the capacities differ from each other, changing the capacity of the first leg on the air interface to correspond to the capacity of the second leg.

12. (Amended) The method of claim 11, further comprising transmitting capacity change information associated with the first leg to the second leg.

13. (Amended) A method of claim 11, further comprising:

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transmitting information indicating an intention to change the capacity of the first leg to the second leg,

receiving information indicating whether the second leg is capable of a capacity change corresponding to the intended capacity change of the first leg, and

changing the capacity of the first leg when the second leg is capable of the corresponding capacity change.

14. (Amended) A method of claim 11, further comprising:

receiving information indicating an intention to upgrade the capacity of the second leg,

checking the available capacity of the second leg,

if there is at least a predetermined minimum amount of capacity available in the second leg, transmitting information to the second leg indicating that the capacity of the second leg can be upgraded when at least a predetermined minimum amount of capacity is available, and

if there is not a predetermined minimum amount of capacity available in the second leg, transmitting information to the second leg indicating that the capacity of the second leg is not allowed to be upgraded.

15. (Amended) A mobile communication system comprising:

a plurality of mobile stations including a first mobile station and a second mobile station,

a mobile communication network configured to establish and maintain a connection between the first and second mobile stations,

an air interface between the first and second mobile stations and the mobile communication network, and

a first network element configured to form a first leg of the connection between the first mobile station and the first network element, the first network element being configured to allocate capacity to the first leg from the air interface, and

a second network element configured to form the second leg between the second mobile station and the second network element, the second network element being configured to allocate capacity to the second leg from the air interface,

wherein the first network element is configured to maintain information on the capacity allocated to the first leg from the air interface, receive information on the capacity of the second leg, compare the capacities of the first and second legs with each other and change the capacity of the first leg to correspond to the capacity of the second leg based on a difference between the capacities of the first and second legs, and the second network element is configured to transmit information associated with the capacity of the second leg to the first network element.

16. (Amended) The mobile communication system of claim 15, wherein the second network element is configured to transmit information associated with the capacity of the second leg to the first network element in response to a capacity change of the second leg.

17. (Amended) A mobile communication system of claim 15, wherein the first network element is configured to inquire of the second network element whether the capacity of the second leg can be changed and configured to change the capacity of the first leg only if the capacity of the second network element can be changed, and wherein the second network element is configured to receive the inquiry relating to changing the capacity of the second leg and to transmit information associated with potential capacity change of the second leg in response to the inquiry relating to changing the capacity.

18. (Amended) A mobile communication system of claim 15, wherein the first network element and the second network element are the same network element and are arranged to convey information associated with a capacity of the first and second legs as internal information of the network element.

19. (Amended) An interworking unit of a telecommunication network, comprising:

a network element including an interworking function,
wherein the network element is configured to (i) monitor a connection between a terminal in connection with the telecommunication network and a second party, (ii) detect an event indicating a difference in capacity between first connection part between the terminal and the interworking unit and a second connection part between the second party and the interworking unit, (iii) define an extent of the event and (iv) change capacity allocated to the connection from data transmission resources between the telecommunication network and the terminals when the extent of the event fulfills a predetermined condition.

20. (Amended) The interworking unit of claim 19, wherein the network element is configured to monitor, detect, define and change the allocated capacity between the first and second connection parts separately for uplink and the downlink directions of the connection.

21. (Amended) The interworking unit of claim 19, wherein the network element is configured to monitor, detect and define an uplink and downlink direction of the connection separately and to increase the allocated capacity if a predetermined condition relating to an upgrade of the capacity is fulfilled in either the uplink or downlink direction and to decrease the capacity only if a predetermined condition relating to a downgrade of the capacity is fulfilled in both the uplink and downlink directions.

22. (Amended) The interworking unit of claim 19 wherein the network element is an interworking unit of the mobile communication network and the data transmission resources are resources on the air interface.

See the attached Appendix for the changes made to effect the above claims.

Please enter the following new claims:

23. (New) The method of claim 11, further comprising:
receiving information from the second leg associated with the intention to upgrade the capacity of the second leg,
checking the available capacity of the second leg, and
transmitting information to the second leg indicating that the capacity of the second leg is not allowed to be upgraded when at least a predetermined minimum amount of capacity is not available.

IN THE ABSTRACT:

Please delete the present Abstract and replace it with the following new Abstract.

A method and an apparatus implementing the method for optimizing data transmission resources, particularly resources on the air interface, between a plurality of terminals and a network element. In order to decrease differences in capacities of different legs or connection parts in the connection, the network adapts traffic channel resources between one of the terminals and the network to the outward connection of the network element, e.g. the connection to another mobile

station or a fixed network, by observing and comparing the data transmission capacity of the connection parts or by receiving the information from the outward connection part on its data transmission capacity.

REMARKS

Consideration and allowance of the present application is respectfully requested. By this Amendment, claims 1-22 are amended to merely clarify the recited subject matter, new claim 23 is added to more fully claim the disclosed invention, and the Specification and Abstract are amended to confirm with U.S. practice.

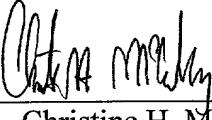
Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The attached Appendix is captioned “Version with markings to show changes made”.

In view of the foregoing, the present application is in a condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,

PILLSBURY WINTHROP LLP

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Enclosure: Appendix

APPENDIX

VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE SPECIFICATION:

The specification has been changed as shown.

IN THE CLAIMS:

Please amend claims 1-22 as follows:

1. (Amended) A method for optimizing the use of data transmission resources between terminals in a telecommunication system and a network element in [a] the telecommunication system, [which method comprises the steps of] the method comprising:

[(a)] forming an end-to-end connection between a first one of the [terminal] terminals in the telecommunication system and [the other party of the connection] a second one of the terminals, [which] the end-to-end connection [comprises the] including a first connection part between the first terminal and the network element and [the] a second connection part between the network element and the [other party] second terminal,

[c h a r a c t e r i z e d by]

[(b)] monitoring the end-to-end connection to detect [(301, 401),

(c) detecting] an event indicating [the] a difference in [the] an allocated capacity between the first and second connection parts [during the monitoring] of the end-to-end connection, the difference in the allocated capacity being between a capacity of the first connection part and a capacity allocated to the second connection part [(302, 306, 402, 406)],

[(d)] defining [the] an extent of [the] a detected event [(303, 307, 403, 407)],

[(e)] checking whether [the] an extent of the detected event [fulfils] fulfills a predetermined condition [(304, 308, 404, 408)], and

[(f)] if the condition is fulfilled, changing the capacity allocated to the first connection part from [said] data transmission resources in such a manner that [the] a difference in [the] an allocated capacity between the first and second connection parts decreases [(305, 310, 405, 410)].

2. (Amended) [A] The method [as claimed in claim 1, characterized by performing the steps (b) to (f)] of claim 1, wherein the monitoring, defining, checking and changing are performed separately for [the] an uplink and [the] a downlink direction of the connection.

3. (Amended) [A] The method [as claimed in claim 1, characterized by performing the steps (b) to (e)] of claim 1, wherein the monitoring, defining and checking are performed separately for [the] an uplink and [the] a downlink direction of the connection, and the method further comprises upgrading [said] the allocated capacity between the first and second connection parts [,] if the extent of the event of either the uplink direction or the downlink direction [fulfils] fulfills the predetermined condition.

4. (Amended) [A] The method [as claimed in claim 1, characterized by performing the steps (b) to (e)] of claim 1, wherein the monitoring, defining, checking and changing are performed separately for [the] an uplink and [the] a downlink direction of the connection, and the method further comprises downgrading [said] the allocated capacity between the first and second connection parts [, if] when the predetermined condition relating to [the] a downgrade is fulfilled in both the uplink and downlink directions.

5. (Amended) [A] The method [as claimed in claim 4, characterized by] of claim 4, wherein the downgrading includes downgrading the allocated capacity between the first and second connection parts by [the amount of the] a smaller downgrade amount allowed [,] if a [the] downgrade amount allowed by the uplink side is [not the same as the] a different downgrade amount from a downgrade amount allowed by the downlink side.

6. (Amended) [A] The method [as claimed in any one of the preceding claims, characterized by] of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts [being] is [the] a transmission of padding, and [its] the extent of the event [being] is defined by measuring the amount of the padding to be transmitted.

7. (Amended) [A] The method [as claimed in any one of the preceding claims, characterized by] of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts [being] is [the] a need for flow control, and [its] the extent of the event [being] is defined by detecting [the] a duration of the flow control.

8. (Amended) [A] The method [as claimed in any one of the preceding claims 1 to 6, characterized by] of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts [being] is buffering, and [its] the extent of the event [being] is defined by detecting [the] a filling degree or filling rate of the buffer.

9. (Amended) [A] The method [as claimed in any one of the preceding claims, characterized by] of claim 1, wherein the event indicating the difference in the allocated capacity between the first and second connection parts [being] is [the] information received from the other connection part on [its] the

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allocated capacity thereof and wherein [, and its] the extent of the event [being] is defined at least partially based on [the basis of the] a difference in the allocated capacity expressed by the information.

10. (Amended) [A] The method [as claimed in any one of the preceding claims, characterized by] of claim 1, wherein the telecommunication system [being] is a mobile communication system [,] and the data transmission resources [being] are resources on [the] an air interface.

11. (Amended) A method for optimizing the use of resources on [the] an air interface between a mobile station in a mobile communication system and a [mobile] communication network in a data call between the mobile station and [the] a terminal in the communication network, [which] the method [comprises the steps of] comprising:

forming an end-to-end connection [in such a manner that said connection comprises the] including a first leg between the mobile station and an interworking unit in the mobile communication system[network] and [the] a second leg between the interworking unit of the mobile communication [network] system and the terminal,

[characterized by]

maintaining information [on the] indicating a capacity [allocated to] of the first leg on the air interface [(2-1, 2-10A, 2-11)],

receiving [the] information [on the] indicating a capacity of the second leg [(2-4, 2-9A, 2-9B, 2-14)],

comparing the capacities of the first and second legs with each other, [and]

if the capacities differ from each other, changing the capacity [on the air interface] of the first leg on the air interface to correspond to the capacity of the second leg [(2-5, 2-10A)].

12. (Amended) [A] The method [as claimed in] of claim 11,
[c h a r a c t e r i z e d by] further comprising transmitting [the information on the]
capacity change information associated with [of] the first leg to the second leg [(2-
12)].

13. (Amended) A method [as claimed in claim 11 or 12,
c h a r a c t e r i z e d by] of claim 11, further comprising:

transmitting [the] information indicating [on the] an intention to change the
capacity of the first leg to the second leg [(2-7)],

receiving [the] information indicating whether [from] the second leg
[whether it] is capable of a capacity change corresponding to the intended capacity
change of the first leg [changing its capacity (2-9A, 2-9B)], and

changing the capacity of the first leg [(2-10A), if] when the second leg is
capable of the corresponding capacity change [changing its the capacity (2-10A)].

14. (Amended) A method [as claimed in claim 11, 12 or 13,
c h a r a c t e r i z e d by] of claim 11, further comprising:

receiving [the] information [from the second leg on] indicating an [the]
intention to upgrade the capacity of the second leg [(2-7)],

checking the available capacity of the second leg [(2-8)], [and]
if there is at least a predetermined minimum amount of capacity available in
the second leg, transmitting [the] information to the second leg indicating that the
capacity of the second leg can be upgraded [(2-9A)] when at least a predetermined
minimum amount of capacity is available, and [or]

if there is not a predetermined minimum amount of capacity available in the
second leg, transmitting [the] information to the second leg indicating that the
capacity of the second leg is not allowed to be upgraded [(2-9B)].

15. (Amended) A mobile communication system comprising:
a plurality of mobile stations including a [the] first mobile station [(MS A)]
and [the] a second mobile station [(MS B)],

a mobile communication network [(GSM)] configured to establish and
maintain a connection between [said] the first and second mobile stations,

an air interface [(Air)] between the first and second mobile stations [(MS A,
MS B)] and the mobile communication network [(GSM)], and

[the mobile communication network comprising the] a first network element
[(MSC 1, IWU)] configured to form [the] a first leg of the connection between the
first mobile station [(MS A)] and the first network element [and] , the first network
element being configured to allocate capacity to the first leg from the air interface,
and

[the] a second network element [(MSC 2, IWU)] configured to form the
second leg between the second mobile station [(MS A)] and the second network
element [and] , the second network element being configured to allocate capacity to
the second leg from the air interface,

[c h a r a c t e r i z e d in that]

wherein the first network element [(MSC 1, IWU)] is [arranged] configured
to maintain information on the capacity allocated to the first leg from the air
interface, receive information on the capacity of the second leg, compare the
capacities of the first and second legs with each other and change the capacity of the
first leg to correspond to [that] the capacity of the second leg [in response to the]
based on a difference between the capacities of the first and second legs, and the
second network element [(MSC 2, IWU)] is [arranged] configured to transmit
information [to the first network element on] associated with the capacity of the
second leg to the first network element.

16. (Amended) [A] The mobile communication system [as claimed in claim 15, characterized in that] of claim 15, wherein the second network element [(MSC 2, IWU)] is [arranged] configured to transmit information associated with [on] the capacity of the second leg to the first network element in response to [the] a capacity change of the second leg.

17. (Amended) A mobile communication system [as claimed in claim 15 or 16, characterized in that] of claim 15, wherein the first network element [(MSC 1, IWU)] is [arranged] configured to inquire of the second network element [(MSC 2, IWU)] whether the capacity of the second leg can be changed [, receive the response to the inquiry] and configured to change the capacity of the first leg only if the capacity of the second network element can be changed, and wherein the second network element is [arranged] configured to receive the inquiry relating to [about the possibility to change] changing the capacity of the second leg and to transmit information [to the first network element on the] associated with [possibilities to change the] potential capacity change of the second leg in response to the inquiry relating to changing the capacity [about the possibility of change].

18. (Amended) A mobile communication system [as claimed in claim 15, 16 or 17, characterized in that] of claim 15, wherein the first network element and the second network element are the same network element [(MSC, IWU), which is] and are arranged to convey information [on the] associated with a capacity of the first and [the] second [leg] legs as [an] internal information of the network element.

19. (Amended) An interworking unit [(IWU)] of [the] a telecommunication network, characterized in that it is] comprising:
a network element including an interworking function,

wherein the network element is [being arranged] configured to (i) monitor [the] a connection between [the] a terminal in connection with the telecommunication network and [the] a second party, (ii) detect [the] an event indicating [the] a difference in [the] capacity between [the] first connection part between the terminal and the interworking unit and [the] a second connection part between the second party and the interworking unit, (iii) define [the] an extent of the event and (iv) change [the] capacity allocated to the connection from [the] data transmission resources between the telecommunication network and the terminals [, if] when the extent of the event [fulfils the] fulfills a predetermined condition.

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20. (Amended) [An] The interworking unit [(IWU) as claimed in] of claim 19, [c h a r a c t e r i z e d in that it] wherein the network element is [arranged] configured to monitor, detect, define and change [said] the allocated capacity between the first and second connection parts separately [to] for [the] uplink and the downlink [direction] directions of the connection.

21. (Amended) [An] The interworking unit [(IWU) as claimed in] of claim 19, [c h a r a c t e r i z e d in that it] wherein the network element is [arranged] configured to monitor, detect and define [the] an uplink and [the] downlink direction of the connection separately and to increase [said] the allocated capacity if [the] a predetermined condition relating to [the] an upgrade of the capacity is fulfilled in either the uplink or downlink direction and to decrease the capacity [on the air interface] only if [the] a predetermined condition relating to [the] a downgrade of the capacity is fulfilled in both the uplink and downlink directions.

22. (Amended) [An] The interworking unit [(IWU) as claimed in] of claim 19 [, 20 or 21, c h a r a c t e r i z e d in that it] wherein the network element is an interworking unit of the mobile communication network and the data transmission resources are resources on the air interface.

Claim 23 is newly presented herein.

IN THE ABSTRACT:

Please amend the Abstract as follows:

A method and an apparatus implementing the method for optimizing data transmission resources, particularly resources on the air interface, between a plurality of terminals and a network element. In order to decrease differences in [the] capacities of different legs or connection parts in the connection, the network adapts [(2-5, 2-10A, 2-13)] the traffic channel resources between one of the [terminal] terminals and the network to the outward connection of the network element, e.g. the connection to another mobile station or a fixed network, by observing and comparing the data transmission capacity of the connection parts or by receiving the information [(2-4, 2-9A, 2-9B, 2-12, 2-14)] from the outward connection part on its data transmission capacity.

[(Figure 2)]

4/PRTS

DATA TRANSMISSION RESOURCES OPTIMIZATION

BACKGROUND OF THE INVENTION

The invention relates to the optimization of the use of data transmission resources in a data call, and particularly to the optimization of the use of traffic channels on the air interface of high speed data transmission services based on multichannel technology.

Modern mobile communication systems provide subscribers with both normal speech transmission and various data transmission functions. In mobile communication systems, the available data transmission capacity on the air interface is divided between several users by a multiple access principle. The most common multiple access principles include time division multiple access (TDMA), code division multiple access (CDMA) and frequency division multiple access (FDMA). In TDMA systems, communication over a radio path takes place on a time division basis in successive recurrent TDMA frames, each of which comprises several time slots. Time slots are mainly used for transferring control channels and traffic channels. Traffic channels are used for transmitting speech and data. In this application, data refers to any information conveyed in a digital telecommunication system. Such information may comprise digitized speech, inter-computer data communication, telefax data, short program code segments etc. Control channels are used for signalling between a base transceiver station and mobile stations. An example of a TDMA radio system is the pan-European mobile system GSM (Global System for Mobile Communications).

Depending on the data transmission rate required, a traffic channel may comprise one subchannel (e.g. a TDMA time slot) or many subchannels (e.g. many TDMA time slots for a high speed data transmission) in modern mobile communication systems. For example in the GSM system, a high speed data service HSCSD (High Speed Circuit Switch Data) is defined, in which data service a traffic channel may comprise several subchannels. Channels and subchannels can be allocated symmetrically or asymmetrically. Correspondingly, a high speed data service has been planned for e.g. the third-generation mobile communication systems, such as the UMTS (Universal Mobile Telecommunication System) and the IMT-2000 (International Mobile Telecommunication 2000). Also in professional mobile radio systems, e.g. the TETRA (Terrestrial Trunked Radio), it is possible to allocate several subchan-

nels to one connection. The user data transmission rate on the air interface is affected by the number of subchannels and also the used channel coding method.

Figure 1 shows one possible data transmission situation in the GSM system. In the example of Figure 1, a data transmission call is a call between two mobile stations. When a mobile station MS A makes a data transmission call to a mobile station MS B, a leg 1 is formed for the call, i.e. the connection, between the mobile station MS A and a serving mobile services switching centre MSC 1. Correspondingly, a leg 2 is formed for the same connection between the mobile station MS B and a serving mobile services switching centre MSC 2. For both legs 1 and 2, the number of subchannels required by the data transmission rate is allocated. One leg is not aware of the situation of the other leg, although both legs were served by the same mobile services switching centre. When e.g. the data transmission rate of the call leg 1 on the air interface Air varies e.g. due to the upgrade, i.e. the increase in the number of subchannels, or the downgrade, i.e. the decrease in the number of subchannels, the leg 2 does not follow. As a result of upgrading the leg 1, the mobile station MS A may thus uselessly allocate subchannels from the air interface, which subchannels it is unable to use because of the poorer data transmission rate of the leg 2. Correspondingly, as a result of downgrading the leg 1, the mobile station MS B may allocate subchannels from the air interface uselessly, which subchannels it is unable to use due to the decreased data transmission rate of the leg 1. The situation remains the same, whether the mobile stations MS A and MS B are served by the same or a different mobile services switching centre.

A problem in the arrangement described above is that the air interface cannot be utilized in the most efficient way, because the information on the data transmission rate change of one leg is not conveyed to the other leg of the same connection. The efficient utilization of the radio spectrum is the main factor in planning and implementing mobile communication networks.

The inefficient use of traffic channels may present a problem in a call between a mobile station and a fixed network as well. A fixed network part can offer (e.g. due to an autobauding handshaking of modems or the used fixed network protocol) a data rate much higher or much lower than requested in the call set-up. A problem may also be provisory, caused by the quality of the connection or the network.

In fixed network calls, too, the inefficient use of traffic channels may present a problem. For example, when transferring data in a broadband network between two narrowband ISDN networks, several time slots can be allocated to the connection in the network side, when the data transmission rate in different ISDN network sides is not necessarily the same and the resources on the other side can be wasted.

BRIEF DESCRIPTION OF THE INVENTION

It is thus an object of the invention to provide a method and an apparatus implementing the method to eliminate the above problems. The object of the invention is particularly to utilize the available channel capacity as efficiently as possible. The objects of the invention are achieved by a method, a system and an interworking unit which are characterized by what is said in the independent claims. The preferred embodiments of the invention are disclosed in the dependent claims. An interworking unit refers herein to any network element with an interworking function in a data transmission network.

The invention is based on the network adapting the traffic channel resources between the mobile station and the network to the outward connection of the network element, e.g. the connection to another mobile station or to the fixed network, by observing and comparing the data transmission capacity of connection parts or by receiving information from the outward connection on its data transmission capacity.

The method, system and interworking unit of the invention provide the advantage of using traffic channels, e.g. radio channels, efficiently in multi-channel calls. In respect of the capacity of the whole end-to-end connection, there is always an adequate amount of channels allocated. The method provides a user with the highest possible data rate with the lowest possible costs. For the network operator, the method offers network resources measuring and optimization and a service with a better price-quality ratio for users.

In a preferred embodiment of the invention; the capacity allocated from the data transmission resources is controlled by the amount of padding transmitted over the connection and by flow control. This provides the advantage that the information on the capacity of one end need not be separately transmitted, because it can be concluded on the basis of the amount of padding and the flow control. Further, the real need for the capacity will be found out and the capacity will be adapted to it.

In another preferred embodiment of the invention, the capacity allocated from the data transmission resources is controlled by the amount of padding transmitted over the connection and the need for buffering. Also this provides the advantage that the information on the capacity of one end need 5 not be separately transmitted, because it can be concluded on the basis of the amount of padding and the need for buffering. Further, the real need for the capacity will be found out and the capacity will be adapted to it.

In a preferred embodiment of the invention, in which the connection is a connection between mobile stations, the air interface capacities are arranged to correspond to each other by conveying information on the capacity 10 allocated from the air interface to the other mobile station. This provides the advantage that the capacity for the same data transmission rate is allocated to both mobile stations participating in the same call from the air interface.

BRIEF DESCRIPTION OF THE FIGURES

15 In the following the invention will be described in greater detail in connection with the preferred embodiments, with reference to the attached drawings, in which

Figure 1 illustrates different legs of the same connection,

20 Figure 2 shows a signalling diagram in the first preferred embodiment of the invention, and

Figures 3 and 4 show the operation according to the second preferred embodiment of the invention as a flow chart.

DETAILED DESCRIPTION OF THE INVENTION

The present invention can be applied both to telecommunication 25 systems based on a fixed network and to all digital wireless telecommunication systems, such as cellular systems, WLL-type (Wireless Local Loop) and RLL-type (Radio Local Loop) networks and satellite-based mobile communication systems. The invention is particularly applicable to optimize the use of the resources on the air interface in a mobile communication system, as the resources on the air interface are limited. In this connection, the term 'mobile communication system' (or network) refers generally to all wireless telecommunication systems. There are several multiple access modulation techniques 30 to facilitate the communication with a plurality of mobile users. These techniques include time division multiple access (TDMA), code division multiple access (CDMA) and frequency division multiple access (FDMA). The physical 35

concept of a traffic channel varies in different multiple access methods, and it is primarily defined by means of a time slot in TDMA systems, a spreading code in CDMA systems, a radio channel in FDMA systems, a combination of these etc. In modern mobile communication systems, it is possible to allocate 5 a set of two or more basic-rate traffic channels (subchannels), or a so-called high speed traffic channel, to a mobile station for high speed data transmission. In this connection, the term 'traffic channel' refers both to a single basic-rate traffic channel and to a high speed traffic channel consisting of two or 10 more basic-rate traffic channels (subchannels). The basic idea of the present invention is independent of the type of the traffic channel and the multiple access method used.

In the following the invention will be described by using the GSM system as an example without restricting the invention to this system in any way. The structure and operation of the GSM system are known to a person skilled in the art. The basic structure of the GSM system comprises a base station subsystem BSS and a network subsystem NSS. The BSS and the mobile stations MS communicate over radio connections via the air interface Air. In the base station system BSS each cell is served by a base transceiver station BTS. A number of base transceiver stations are connected to a base station controller BSC, which controls the radio frequencies and channels the 15 BTS uses. The BSCs are connected to a mobile services switching centre MSC. Certain mobile services switching centres are connected to other telecommunication networks ON, such as the public switched telephone network PSTN or a data network, and they comprise gateway functions for calls originating from and terminating at those networks. These centres MSC are known 20 as gateway MSCs (GMSC). Further, there are at least two databases, a home location register HLR and a visitor location register VLR.

The mobile communication system comprises adaptation functions to adapt the internal data connection of the mobile communication network to 30 the protocols used by terminals and other telecommunication networks. Typical adaptation functions include a terminal adaptation function TAF (not shown in Figure 1) on the interface between a mobile station and a data terminal connected to the mobile station, and an interworking function IWF on the interface between a mobile communication network and another telecommunication network, usually in connection with a mobile services switching centre. 35 In the example of Figure 1, an interworking unit IWU including the interworking

function IWF is located in the mobile services switching centres MSC 1 and MSC 2. Alternatively, an IWU can be located in some other network element or as an independent element. In this application, the term 'interworking unit' refers thus to a network element comprising an interworking function.

5 Usually a mobile services switching centre comprises various types of adapter equipment pools for supporting different data services and data protocols, e.g. a modem pool with modems and telefax adapters for modem and telefax services, an UDI/RDI rate adapter pool etc.

In the GSM system, a data connection is established between the
10 terminal adaptation function TAF of the mobile station MS and the interworking function IWF in the mobile communication network. Said GSM data connection is established over the physical connection using one or more traffic channels on the air interface. The IWF switches the GSM data connection to another network, such as the ISDN or another GSM network, or to the public switched
15 telephone network PSTN. If one party of the data connection is a terminal in a fixed network, e.g. the PSTN, the leg 2 is formed between the interworking function of the gateway mobile services switching centre and the terminal. The interworking functions, e.g. the IWF, take care of bearer services, by which e.g. technical prerequisites for switching functions are created for teleservices.
20 A bearer service can guarantee a specific, even as high as 64 kbit/s, user rate on the air interface. The interworking function IWF buffers data packets and performs the flow control. How the flow control and the buffering is performed has no relevance to the present invention, and thus it is not described in greater detail herein.

25 Data traffic between the MSC/IWU and the base transceiver station is transparent, and the present invention does not affect the operation of other network elements, such as base station controllers BSC or base transceiver stations BTS.

In addition to prior art means needed for data transmission services,
30 the mobile communication system implementing the functionality of the present invention comprises means for adapting the traffic channel capacity on the air interface to correspond to the traffic channel capacity on the air interface of another mobile station in the same data transmission connection, or to the channel capacity of the fixed network used by the connection. The means are preferably located in connection with the call control of the mobile services
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switching centre or in connection with the interworking unit. The means or part of the means can also be located somewhere else.

The network structure requires no equipment changes. It comprises processors and memory, which can be utilized in the functions according to 5 the invention. All changes needed for implementing the invention can be performed as added or updated software routines to accomplish the functionality of the invention. Depending on the embodiment of the invention, memory extension may be needed. It is, however, restricted to a small amount which is enough to store excess resource allocation information, i.e. the information on 10 the capacity of each leg.

The term 'capacity' refers herein to a traffic channel on the air interface allocated to a leg and channel coding used therein, which determine the user data transmission rate on the air interface.

In the following, the invention will be described according to the 15 preferred embodiments. How traffic channels and their subchannels and the used channel codings are allocated and how the allocations are changed during the connection, have no relevance to the invention, and thus they are not described in greater detail. It is equally irrelevant to the invention, how the order of data is maintained in multichannel transmission, and so it will not be 20 described in greater detail either.

Figure 2 illustrates signalling according to the first preferred embodiment of the invention. In the first preferred embodiment of the invention, leg-specific channel allocation information of the connection is maintained in the mobile services switching centre. In the example of Figure 2, two mobile 25 stations under different switching centres participate in the call. If mobile stations are under the same switching centre, the signalling in Figure 2 represents internal signalling of the switching centre. In other words, the mobile services switching centre MSC 1 shows a call process taking care of the leg 1 and the MSC 2 shows a call process taking care of the leg 2. Their physical 30 location may change during the connection because of the handover between switching centres performed by the mobile station. It is further assumed that in the used channel allocation method a slower connection is established, if the amount of resources required by the desired data transmission rate is not available.

35 At step 2-1, the mobile services switching centre MSC 1 has received a call set-up request to the mobile station B from the mobile station A.

The call set-up request includes the data transmission rate requested for the connection, on the basis of which data transmission rate the mobile services switching centre MSC 1 allocates the traffic channel to the connection and forms a leg 1. At the same time, the mobile services switching centre stores 5 the information on the connection and the resources allocated on the air interface to the leg 1 of the connection. The information on the resources allocated to the connection is indicated for example in the form of the amount of the allocated subchannels and the used channel coding and/or the user data transmission rate on the air interface.

10 Then the mobile services switching centre MSC 1 routes the call set-up request to the mobile services switching centre MSC 2 serving the mobile station B and transmits the call set-up request (setUp) in the message 2-2. In the first preferred embodiment of the invention, both the normal parameters and the information on the resources allocated to the leg 1 on the air interfaces are added to the call set-up request.

Thereafter, the mobile services switching centre MSC 2 extracts also the information on the resources allocated to the leg 1 from the call set-up request. The mobile services switching centre MSC 2 allocates the traffic channel to the leg 2 of the connection preferably to correspond to the resources allocated to the leg 1 at step 2-3. If the mobile services switching centre MSC 2 has not enough subchannels available, less resources are allocated to the leg 2 than it has been allocated to the leg 1. In the first preferred embodiment of the invention, however, no more resources are allocated to the leg 2 than to the leg 1. As the traffic channel has been allocated, the mobile 20 services switching centre MSC 2 stores the information on the resources allocated to the leg 2 at step 2-3. Then the mobile services switching centre MSC 2 transmits an answer message (2-4) to the call set-up request. In the first preferred embodiment, the answer includes the information on the resources allocated to the leg 2. In some other embodiments, the message 2-4 includes 25 the information on the resources allocated to the leg 2 only when it could not be allocated as much resources to the leg 2 as to the leg 1.

Upon receiving the message 2-4, the mobile services switching centre MSC 1 extracts the information on the resources allocated to the leg 2 from the message at step 2-5 and compares them with the resources allocated 30 to the leg 1. If the resources allocated to the leg 2 are smaller than the resources allocated to the leg 1, the mobile services switching centre MSC 1

preferably releases part of the resources allocated to the leg 1 in such a manner that the resources of both legs correspond to each other, and updates the information on the resources allocated to the leg 1 to correspond to the changed situation. This provides the advantage that the resources on the air 5 interface of both sides are able to convey data with the same transmission rate in such a manner that the need for the flow control and the buffering is minimized and that the resources are not uselessly allocated on either of the air interfaces.

When the resources on the air interface allocated to both legs 1 and 10 2 correspond to each other and the connection is established, the mobile services switching centres start monitoring the traffic of the legs allocated to the connection. In the following it is exemplarily assumed that both the upgrade and the downgrade are performed for the leg 1.

At step 2-6, it is aimed at upgrading the leg 1. The decision on the 15 need for upgrading is made according to the prior art. Differing from the prior art, in the first preferred embodiment of the invention the excess resources are preliminarily allocated to the leg 1 at step 2-6 and the message 2-7 informing about the need for upgrading is transmitted to the mobile services switching centre MSC 2. The message 2-7 includes the information on how much the 20 amount of resources allocated to the leg 1 would be upgraded. It is expressed either directly by announcing the desired amount of additional resources or the desired total amount of the resources of the leg 1. Upon receiving it, the mobile services switching centre MSC 2 defines the information on the additional resources needed for the leg 2 and checks whether it has said amount of 25 additional resources available at step 2-8. If there are resources available, the mobile services switching centre MSC 2 allocates them to the leg 2, updates the information on the resources allocated to the leg 2 to correspond to the new situation and transmits the acknowledgement of the upgrade in the message 2-9A. The message either includes the information on how big the upgrade was or the information on the resources allocated to the leg 2 after the 30 upgrade. This provides the advantage that if all the desired additional resources cannot be allocated to the leg 2, the upgrade procedure can however be performed and the amount of resources in both legs is the same. Upon receiving the message 2-9A, the mobile services switching centre MSC 1 allocates the amount of additional resources to the leg 1 as expressed in the 35

message 2-9A and updates the information on the resources allocated to the leg 1 at step 2-10A.

In some other embodiment, in which not so much resources can be allocated to the leg 2 as it is desired, additional resources are not allocated,
5 but it is acted as if there were no resources available.

If the mobile services switching centre MSC 2 detects at step 2-8 that no resources are available, it transmits the information forbidding the upgrade to the mobile services switching centre MSC 1 in the message 2-9B. In this case, the mobile services switching centre MSC 1 preliminarily releases
10 the additional resources allocated to the leg 1 at step 2-10B and does not perform the upgrade procedure. This provides the advantage that such resources that cannot be used because of the smaller resources on the air interface of the second leg are not uselessly allocated on the air interface of the first leg.

15 In some embodiments, the mobile services switching centre MSC 2 may stay and observe its resource situation after transmitting the message 2-9B and when it detects that resources are being released, it can for its part transmit a message 2-8 requesting the upgrade procedure to the mobile services switching centre MSC 1.

20 At step 2-11, the leg 1 is downgraded. The decision on the need for downgrading is made according to the prior art. Differing from the prior art, in the first preferred embodiment of the invention the resource information of the leg 1 is updated at step 2-11 and the message 2-12 reporting on the downgrade is transmitted to the mobile services switching centre MSC 2. The message 2-12 includes the information on how much the amount of resources allocated to the leg 1 was downgraded. It is expressed either directly by the decreased amount of resources or by the total amount of resources of the leg 1 after the downgrade procedure. Upon receiving the message 2-12 the mobile services switching centre MSC 2 defines the information on the required reduction in resources for the leg 2, releases the useless resources and updates the information on the resources allocated to the leg 2 to correspond to the new situation. Then it transmits the acknowledgement of the downgrade in the message 2-14. The message may be a simple acknowledgement message or it can include the information either on how big the downgrade was or on the
25 resources allocated to the leg 2 after the downgrade procedure.
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DOCUMENT IDENTIFICATION NUMBER

In some other embodiments, the information on the resources on the air interface is not yet added to the message 2-2 but it is transmitted as a separate message after the call set-up. The information on the resources on the air interface allocated to the connection can first be transmitted from the 5 leg 1, i.e. the mobile services switching centre MSC 1, to the leg 2, i.e. the mobile services switching centre MSC 2, which compares the resources with each other. If the resources of the leg 2 are bigger than those of the leg 1, the mobile services switching centre MSC 2 releases resources allocated to the leg 2 to correspond to the resources of the leg 1. If the resources of the leg 1 10 are bigger than those of the leg 2, the mobile services switching centre MSC 2 preferably transmits the information on the resources allocated to the leg 2 to the mobile services switching centre MSC 1, after which the mobile services switching centre MSC 1 compares the resources and releases a part of the resources allocated to the leg 1. The information on the resources allocated to 15 the leg is updated. It is also possible that the mobile services switching centres transmit the information on the resources allocated to their own leg on the air interface to each other. Then, the mobile services switching centre in which more resources may have been allocated, releases the excess resources.

In some other embodiment of the invention, mobile services 20 switching centres may transmit the information to the other mobile services switching centre always when the utilization ratio of the allocated resources changes. Then the other mobile services switching centre can conclude whether it is worthwhile to upgrade or downgrade its own leg, and if it is, with what amount it is to be done.

The steps and signalling messages described above in Figure 2 are 25 not in an absolute chronological order and part of the steps can be performed simultaneously or as differing from the described order. The signalling messages are only illustrative and may also include several separate messages to convey the same information. Further, messages may also include other information. Messages can also be freely combined or divided into several parts. For example, the upgrade procedure may be performed by asking a permission, getting the permission, allocating additional resources, transmitting the information on the allocation of the additional resources, allocating the additional resources to the other leg and transmitting the information on that. It is 30 essential in the first preferred embodiment that the information on the allocation situation of different legs is exchanged always when the allocation situa- 35

tion changes. Without this information, the allocation situation of one leg cannot be adapted to correspond to the resources allocated to the other leg. Each mobile services switching centre concludes independently, how to adapt its own situation on the basis of the resource situation of the other. Depending on

5 the network structure, other network elements to which various functionalities have been distributed can also participate in signalling and conveying the information.

It is obvious for a person skilled in the art how the above described method is applied to a data call with several participating mobile stations.

10 Although it is assumed above for the sake of clarity that the channels on the air interface are allocated symmetrically, the invention can also be applied when using asymmetrical channel allocation. For example, the steps described above in Figure 2 can be carried out separately for an uplink transmission path and a downlink transmission path. Alternatively, the information

15 on the resource situation of both directions of the leg or the need for changing the situation can always be included in messages. Then it has to be remembered that the uplink transmission path of the leg 1 has to be adapted to the downlink transmission path of the leg 2. Correspondingly, the downlink transmission path of the leg 1 has to be adapted to the uplink transmission path of the leg 2.

Figures 3 and 4 show the operation according to the second preferred embodiment of the invention. In the second preferred embodiment of the invention, separate signalling is not needed, but the interworking unit observes data traffic to the uplink and downlink directions in each connection.

25 The connection is divided into two connection parts. The first connection part exists between the mobile station and the interworking unit. The second connection part exists between the interworking unit and the other party of the data connection. The other party can be a mobile station or a terminal in a fixed network. The difference in the transmission rate between these connection parts can be detected by observing. In the second preferred embodiment

30 of the invention, the invention is also applicable to a call between apparatuses in two different systems, e.g. between a mobile station and a fixed network. Figure 3 illustrates the observation and adaptation of the resources on the downlink traffic channel. Correspondingly, Figure 4 illustrates the observation and adaptation of the resources on the uplink traffic channel. In the examples

35 of Figures 3 and 4, the adaptation of the capacity on the air interface is based

on the detection of padding and/or flow control during monitoring. Alternatively, e.g. the amount of padding and the filling degree of the buffer can be monitored. Monitoring helps to detect the difference in the data transmission rates of the connection parts, and thus of the whole connection. The appearance of 5 padding or flow control in the payload flow or the buffering of the payload flow are events indicating differences in the capacity of the connection. A difference in the capacity refers both to a difference in the use of the capacity, i.e. different transmission rates of payload, and to a difference between the amounts of various capacities. By defining the "extent" of the event, the difference between 10 the connection parts can be concluded. The extent of padding is defined by measuring its amount, the extent of flow control is defined by its duration and the extent of buffering is defined by the filling degree of the buffer or the filling rate of the buffer.

Figure 3 starts with the situation after the call set-up. At step 301, 15 the downlink direction of the connection is monitored. In other words, the output and input channels of the downlink direction are monitored in the interworking unit. At step 302 it is checked whether padding (fill frames, Receiver Ready frames etc.) is transmitted in the outgoing direction, i.e. in the direction of the mobile station. The transmission of padding may indicate that too much 20 capacity on the air interface is allocated. If it is detected at step 302 that padding is going to the output channel, the amount of padding transmitted in the direction of the mobile station is measured at step 303. At step 304 the amount of the padding to be transmitted is compared with the subchannel capacity. In other words, it is checked how much padding is to be transmitted in 25 regard to the subchannel capacity. It is thus detected how much padding there is in the transmission compared to the smallest stage of change in the capacity. The smallest stage of change is preferably the capacity of one subchannel. The stage of change can also be defined as being of a different size. On the basis of the comparison at step 304 it is detected whether in addition to the 30 payload, the padding has to be transmitted so much that the channel capacity could be decreased without slowing down or significantly slowing down the payload transmission.

If too much capacity, i.e. at least the capacity of one subchannel, is allocated to the downlink direction, (and thus the condition of step 304 is fulfilled), the capacity allocated to the connection is decreased by the downgrade procedure performed at step 305. In the second preferred embodiment, one

subchannel is downgraded at a time. It would be possible to downgrade more subchannels at one time, if the amount of padding were equal to at least the combined capacity of the subchannels to be "released". After the downgrade procedure, it is returned to step 301 to monitor the downlink direction of the connection. It is returned to step 301 straight from step 304, if the amount of padding is not equal to at least the amount of the subchannel capacity.

If it is detected at step 302 that the padding need not be transmitted, i.e. the amount of data needs all allocated capacity, it is detected at step 306 whether the input channel, i.e. the trunk circuit, needs the flow control in the example of Figure 3. The need for flow control may indicate that too little capacity on the air interface is allocated. If the flow control is not needed, it is returned to step 301 to monitor the downlink direction.

If the flow control is needed, the duration of the flow control is detected at step 307. Then, the duration of the flow control is compared with the subchannel capacity at step 308. This way it is detected whether the duration of the flow control during the measurement period is so long that the additional capacity could be used for transferring payload. For example, if the flow control is active half the time, the channel capacity could be doubled.

If it is detected at step 308 that the extent of the flow control duration is not equal to the subchannel capacity (i.e. the size of the smallest stage of change), it is returned to step 301 to monitor the downlink direction of the connection.

If it is detected at step 308 that the duration of the flow control is at least equal to the subchannel capacity, it is checked at step 309, whether there are resources, i.e. a subchannel (or subchannels), available on the air interface. If there are no resources available on the air interface, it is returned to step 301 to monitor the downlink direction of the connection.

If it is detected at step 309 that there are resources available on the air interface, the upgrade procedure is performed at step 310 and the required amount of subchannels is allocated. Then it is moved to step 301 to monitor the downlink direction of the connection.

In the embodiments, in which the events indicating the difference in the capacity are the transmission of padding and the buffering of data flow, steps 306, 307 and 308 change in Figure 3. At step 306, the need for buffering is checked. If it is not needed, it is moved to step 301. If the buffering is needed, the filling degree or the filling rate of the data buffer is detected at

step 307. At step 308 it is checked, whether the filling degree or filling rate of the buffer exceeds a predetermined threshold. A threshold can e.g. correspond to one subchannel capacity. If the threshold is exceeded, it is moved to step 309, which is the same as in the example described above in greater detail.

The decision on the upgrade of the downlink direction can thus be made e.g. on the basis of the flow control duration or the filling degree or the filling rate of the buffer, and the decision on the downgrade of the downlink direction on the basis of the amount of padding to be transmitted. The difference in the capacity between the connection parts is detected on the basis of the padding, flow control or buffering. As it appears from what is said above, the downlink direction is upgraded, if there are resources available on the air interface and the predetermined upgrade-related conditions for the flow control duration or the filling degree or filling rate of the buffer are fulfilled. The conditions may vary from what is described above, and e.g. at step 308 the duration or the filling rate can be compared to the half of the subchannel capacity, for example. Correspondingly, the downgrade is performed, if the condition set for the amount of padding to be transmitted in advance is fulfilled. At steps 304 and 308 the change values may differ from each other. The condition relating particularly to step 304 is preferably a smallest possible change value of the capacity. This way it is ensured that the downgrade does not cause a need for flow control and/or buffering.

Figure 4 starts with the situation after the call set-up. At step 401, the uplink direction of the connection is monitored. In other words, the output and input channel of the uplink direction are monitored. At step 402 it is checked whether the input channel, i.e. the mobile station, needs a flow control in the example of Figure 4. The need for flow control may indicate that too much capacity on the air interface is allocated. If it is detected at step 402 that the flow control is needed, the duration of the flow control is detected at step 403. Thereafter, the flow control duration is compared with the subchannel capacity at step 404. This way it is found out whether the flow control duration during the measurement period is so long that the channel capacity could be decreased at least by the amount of the smallest stage of change without slowing down or significantly slowing down payload transmission.

If it is detected at step 404 that the duration of the flow control is not equal to the subchannel capacity (i.e. the size of the smallest stage of

change), it is returned to step 401 to monitor the uplink direction of the connection.

If it is detected at step 404 that the duration of the flow control is equal to at least the subchannel capacity, the capacity allocated to the connection is decreased by performing the downgrade procedure at step 405. In the second preferred embodiment, one subchannel is downgraded at a time. It would also be possible to downgrade more subchannels at one time, if the duration of the flow control were equal to at least the combined capacity of the subchannels to be "released". For example, if the flow control is active half the time, the channel capacity could be doubled. After the downgrade procedure, 10 it is returned to step 401 to monitor the downlink direction of the connection.

If it is detected at step 402 that flow control is not needed, i.e. that the amount of data needs all capacity, it is checked at step 406 whether padding (fill frames, Receiver Ready frames etc.) is transmitted in the outgoing 15 direction, i.e. the direction of the trunk circuit. The transmission of padding may indicate that too little capacity on the air interface is allocated. If the padding is not transmitted, it is returned from step 406 to step 401 to monitor the uplink direction of the connection.

If it is detected at step 406 that padding is going to the output channel, the amount of the padding transmitted to the trunk circuit is measured at 20 step 407. At step 408, the amount of the padding to be transmitted is compared to the subchannel capacity. In other words, it is checked how much padding is to be transmitted compared to the subchannel capacity. This way it is detected how much padding compared to the smallest stage of change of 25 the capacity the transmission includes. On the basis of the comparison at step 408 it is detected whether in addition to the payload, so much padding is transmitted that the additional channel capacity could be used for data transmission in such a manner that the resources on the air interface are not wasted.

30 If the condition at step 408 is not fulfilled, it is returned to step 401 to monitor the uplink direction of the connection.

If it is detected at step 408 that the duration of the flow control is equal to at least one subchannel capacity, it is checked at step 409 whether there are resources, i.e. a subchannel or subchannels, available on the air 35 interface. If there are no resources available on the air interface, it is returned to step 401 to monitor the uplink direction of the connection.

If it is detected at step 409 that there are resources available on the air interface, the upgrade is performed at step 410 and a necessary amount of subchannels is allocated. Then it is moved to step 401 to monitor the uplink direction of the connection.

5 In the embodiments, in which the events indicating the difference in the capacity are the transmission of padding and the buffering of data flow, steps 402, 403 and 404 change in Figure 4. At step 402, the need for buffering is checked. If the buffering is not needed, it is moved to step 406, from which it is proceeded as described above. If the buffering is needed, the filling degree
10 or the filling rate of the data buffer is detected at step 403. At step 404 it is checked, whether the filling degree or filling rate of the buffer exceeds a pre-determined threshold. A threshold can e.g. correspond to one subchannel capacity. If the threshold is exceeded, it is moved to step 405, which is the same as in the example described above in greater detail.
15 The decision on the upgrade of the uplink direction can thus be made e.g. on the basis of the amount of padding to be transmitted and the decision on the downgrade of the uplink direction either on the basis of the flow control duration or the filling degree or the filling rate of the buffer. The difference in the capacity between the connection parts is detected on the basis of the padding, flow control or buffering. As it appears from what is said above, the uplink direction is downgraded, if a predetermined downgrade-related condition for the flow control duration or the filling degree or filling rate of the buffer is fulfilled. Correspondingly, the upgrade is performed, if there is capacity available on the air interface and the condition set for the amount of
20 padding to be transmitted in advance is fulfilled. The conditions may differ from what is described above, and e.g. at step 408 the amount of padding can be compared to the half of the subchannel capacity. At steps 404 and 408 the change values may differ from each other. The condition relating particularly to step 404 is preferably the smallest possible change value of the capacity. This way it is ensured that the downgrade does not cause a need for flow control
25 and/or buffering.
30

35 If in the second preferred embodiment a symmetrical allocation is used, it is preferable to combine the functions described in Figures 3 and 4. In such a combined embodiment, the downgrade is only performed if the observation of both the uplink and downlink sides supports the downgrade. If the downgrade allowed by the uplink side is not the same as the downgrade al-

lowed by the downlink side, a smaller downgrade procedure is performed with the smaller allowed downgrade.

In such a combined embodiment, the upgrade is performed if the observation of either side enables the upgrade and there is capacity available.

5 The upgrade level is equal to the amount indicated by the observation.

The steps described above in Figures 3 and 4 are not in an absolute chronological order and part of the steps can be carried out simultaneously or as differing from the described order. Between the steps, other functions can be performed as well. The conditions for the upgrade and down-
grade procedures may also differ from what is described above. The conditions may also vary according to the allocation situation of the data transmission resource (i.e. the air interface resource). For example, if all resources are allocated, a condition can be set for the downgrade procedure; the condition equalling e.g. half of the lowest possible change value of the capacity. If there are resources available, a stricter condition allowing the downgrade procedure may be used. It is essential that the real transmission rates of both connection parts, or the efficiency of the allocated transmission capacity, are compared to each other. When the comparison is made both in uplink and downlink directions, also when using the asymmetrical allocation, the optimal use of re-
sources on the air interface of both directions is ensured.

If the mobile station requests more channel capacity (e.g. the UIMI/Modify function of the GSM, User Initiated Modification Indication), the network may utilize the prevailing capacity of the trunk circuit estimated on the basis of the functions of the invention and restrict the channel capacity of the mobile station to correspond to the situation of the trunk circuit.

It is obvious for a person skilled in the art that as the technology develops, the basic idea of the invention can be implemented in various ways. The invention and the embodiments thereof are thus not restricted to the examples described above, but they may vary within the scope of the claims in systems based on both a fixed network and wireless data transmission.

CLAIMS

1. A method for optimizing the use of data transmission resources between terminals in a telecommunication system and a network element in a telecommunication system, which method comprises the steps of:
 - 5 (a) forming an end-to-end connection between the terminal in the telecommunication system and the other party of the connection, which connection comprises the first connection part between the terminal and the network element and the second connection part between the network element and the other party,
 - 10 (b) monitoring the connection (301, 401),
(c) detecting an event indicating the difference in the capacity between the connection parts during the monitoring (302, 306, 402, 406),
(d) defining the extent of the event (303, 307, 403, 407),
15 (e) checking whether the extent of the event fulfils a predetermined condition (304, 308, 404, 408), and
(f) if the condition is fulfilled, changing the capacity allocated to the first connection part from said data transmission resources in such a manner that the difference in the capacity between the connection parts decreases
 - 20 (305, 310, 405, 410).
2. A method as claimed in claim 1, characterized by performing the steps (b) to (f) separately for the uplink and the downlink direction of the connection.
3. A method as claimed in claim 1, characterized by performing the steps (b) to (e) separately for the uplink and the downlink direction of the connection, and upgrading said allocated capacity, if the extent of the event of either direction fulfils the predetermined condition.
4. A method as claimed in claim 1 or 3, characterized by performing the steps (b) to (e) separately for the uplink and the downlink direction of the connection, and downgrading said allocated capacity, if the condition relating to the downgrade is fulfilled in both directions.
- 35 5. A method as claimed in claim 4, characterized by downgrading by the amount of the smaller downgrade allowed, if the downgrade

allowed by the uplink side is not the same as the downgrade allowed by the downlink side.

6. A method as claimed in any one of the preceding claims,
5 characterized by the event indicating the difference in the capacity being the transmission of padding, and its extent being defined by measuring the amount of the padding to be transmitted.

7. A method as claimed in any one of the preceding claims,
10 characterized by the event indicating the difference in the capacity being the need for flow control, and its extent being defined by detecting the duration of the flow control.

8. A method as claimed in any one of the preceding claims 1 to 6,
characterized by the event indicating the difference in the capacity being buffering, and its extent being defined by detecting the filling degree or filling rate of the buffer.

15 9. A method as claimed in any one of the preceding claims,
characterized by the event indicating the difference in the capacity being the information received from the other connection part on its capacity, and its extent being defined on the basis of the difference in the capacity expressed by the information.

20 10. A method as claimed in any one of the preceding claims,
characterized by the telecommunication system being a mobile communication system, and the data transmission resources being resources on the air interface.

25 11. A method for optimizing the use of resources on the air interface between a mobile station in a mobile communication system and a mobile communication network in a data call between the mobile station and the terminal, which method comprises the steps of:

30 forming an end-to-end connection in such a manner that said connection comprises the first leg between the mobile station and the mobile communication network and the second leg between the mobile communication network and the terminal,

characterized by

maintaining information on the capacity allocated to the first leg on the air interface (2-1, 2-10A, 2-11),

35 receiving the information on the capacity of the second leg (2-4, 2-9A, 2-9B, 2-14),

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comparing the capacities with each other, and
if the capacities differ from each other, changing the capacity on the
air interface of the first leg to correspond to the capacity of the second leg (2-
5, 2-10A).

5 12. A method as claimed in claim 11, **characterized** by
transmitting the information on the capacity change of the first leg to the sec-
ond leg (2-12).

13. A method as claimed in claim 11 or 12, **characterized**
by

10 transmitting the information on the intention to change the capacity
of the first leg to the second leg (2-7),
receiving the information from the second leg whether it is capable
of changing its capacity (2-9A, 2-9B), and
changing the capacity of the first leg (2-10A), if the second leg is
15 capable of changing its capacity (2-10A).

14. A method as claimed in claim 11, 12 or 13, **charac-
ter-
ized** by
receiving the information from the second leg on the intention to
upgrade the capacity of the second leg (2-7),
20 checking the available capacity (2-8), and
if there is at least a predetermined minimum amount of capacity
available, transmitting the information to the second leg that the capacity can
be upgraded (2-9A), or
if there is not a predetermined minimum amount of capacity avail-
25 able, transmitting the information to the second leg that the capacity is not al-
lowed to be upgraded (2-9B).

15. A mobile communication system comprising
the first mobile station (MS A) and the second mobile station (MS
B),
30 a mobile communication network (GSM) to establish and maintain a
connection between said mobile stations,
an air interface (Air) between the mobile stations (MS A, MS B) and
the mobile communication network (GSM), and
the mobile communication network comprising the first network
35 element (MSC 1, IWU) to form the first leg of the connection between the first
mobile station (MS A) and the first network element and to allocate capacity to

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the first leg from the air interface, and the second network element (MSC 2, IWU) to form the second leg between the second mobile station (MS A) and the second network element and to allocate capacity to the second leg from the air interface,

5 **c h a r a c t e r i z e d** in that

the first network element (MSC 1, IWU) is arranged to maintain information on the capacity allocated to the first leg from the air interface, receive information on the capacity of the second leg, compare the capacities with each other and change the capacity of the first leg to correspond to that of
10 the second leg in response to the difference between the capacities, and

10 the second network element (MSC 2, IWU) is arranged to transmit information to the first network element on the capacity of the second leg.

16. A mobile communication system as claimed in claim 15,
15 **c h a r a c t e r i z e d** in that the second network element (MSC 2, IWU) is arranged to transmit information on the capacity of the second leg to the first network element in response to the capacity change of the second leg.

17. A mobile communication system as claimed in claim 15 or 16,
20 **c h a r a c t e r i z e d** in that the first network element (MSC 1, IWU) is arranged to inquire of the second network element (MSC 2, IWU) whether the capacity of the second leg can be changed, receive the response to the inquiry and change the capacity of the first leg only if the capacity of the second network element can be changed, and

25 the second network element is arranged to receive the inquiry about the possibility to change the capacity of the second leg and to transmit information to the first network element on the possibilities to change the capacity of the second leg in response to the inquiry about the possibility of change.

18. A mobile communication system as claimed in claim 15, 16 or 17, **c h a r a c t e r i z e d** in that the first network element and the second network element are the same network element (MSC, IWU), which is arranged to convey information on the capacity of the first and the second leg as an internal information of the network element.

19. An interworking unit (IWU) of the telecommunication network,
35 **c h a r a c t e r i z e d** in that it is arranged to monitor the connection between the terminal in connection with the telecommunication network and the second party, detect the event indicating the difference in the capacity between the first connection part between the terminal and the interworking unit and the

second connection part between the second party and the interworking unit, define the extent of the event and change the capacity allocated to the connection from the data transmission resources between the telecommunication network and the terminals, if the extent of the event fulfils the predetermined condition.

5 20. An interworking unit (IWU) as claimed in claim 19, **characterized** in that it is arranged to monitor, detect, define and change said allocated capacity separately to the uplink and the downlink direction of the connection.

10 21. An interworking unit (IWU) as claimed in claim 19, **characterized** in that it is arranged to monitor, detect and define the uplink and the downlink direction of the connection separately and increase said allocated capacity if the condition relating to the upgrade of the capacity is fulfilled in either direction and decrease the capacity on the air interface only if the condition relating to the downgrade of the capacity is fulfilled in both directions.

15 22. An interworking unit (IWU) as claimed in claim 19, 20 or 21, **characterized** in that it is an interworking unit of the mobile communication network and the data transmission resources are resources on the air interface.

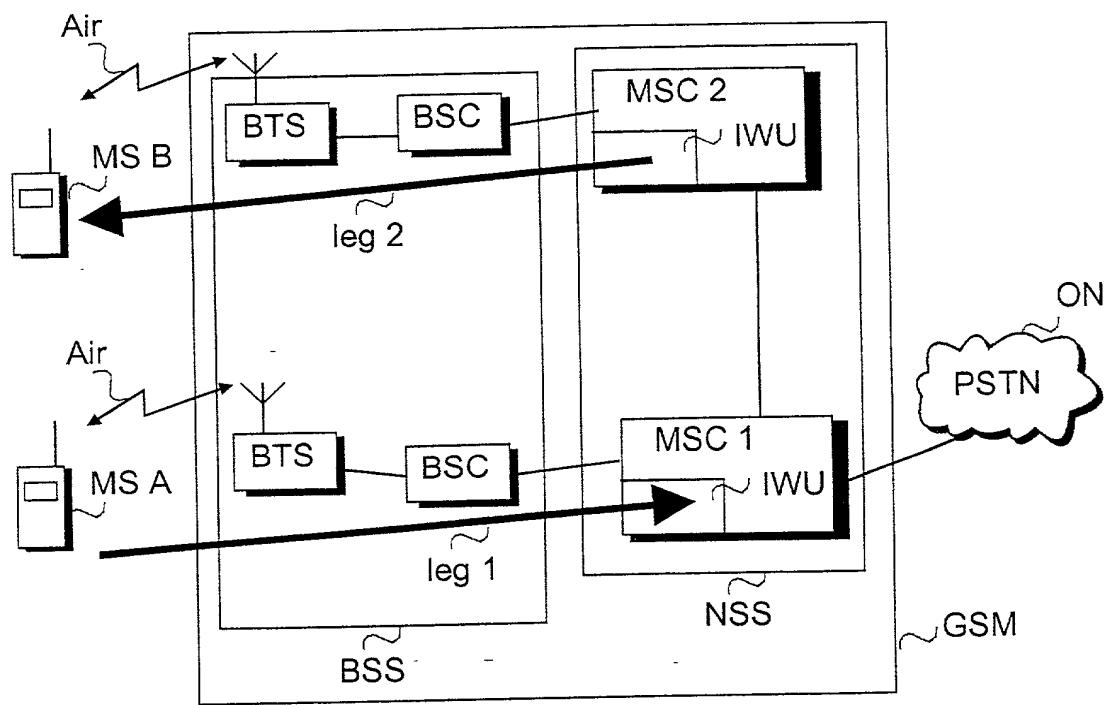


FIG. 1

2/4

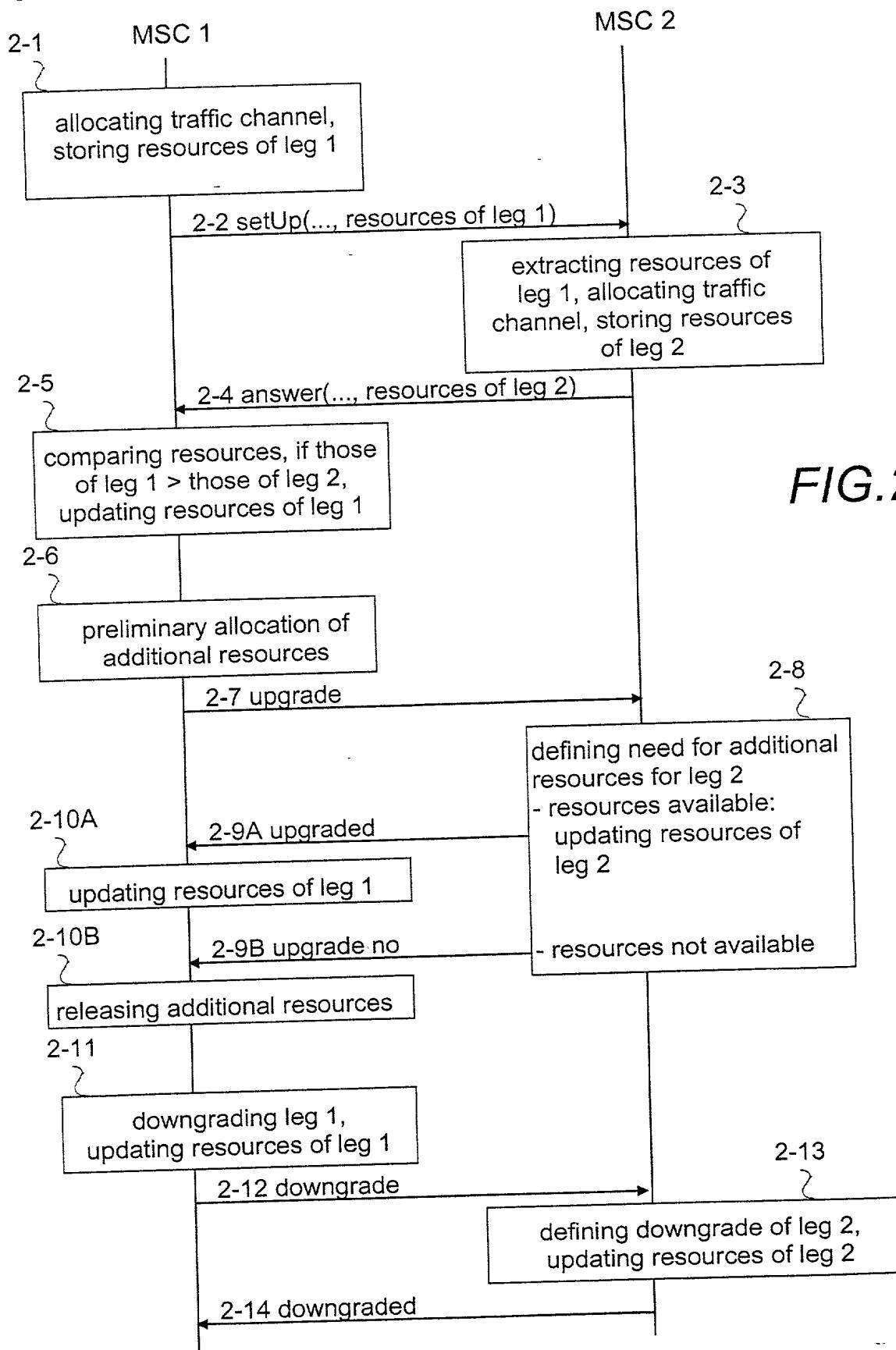


FIG.2

3/4

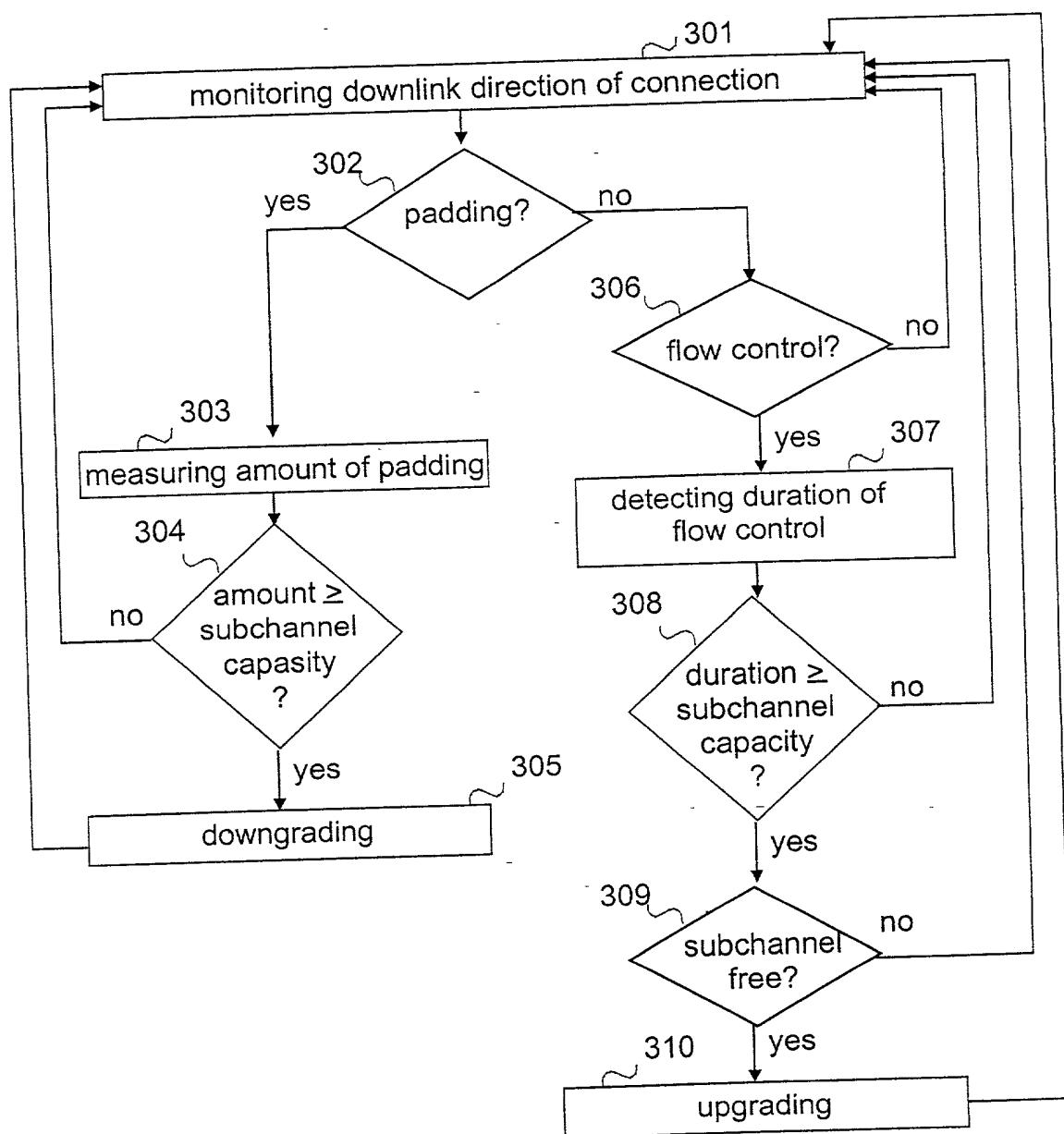


FIG.3

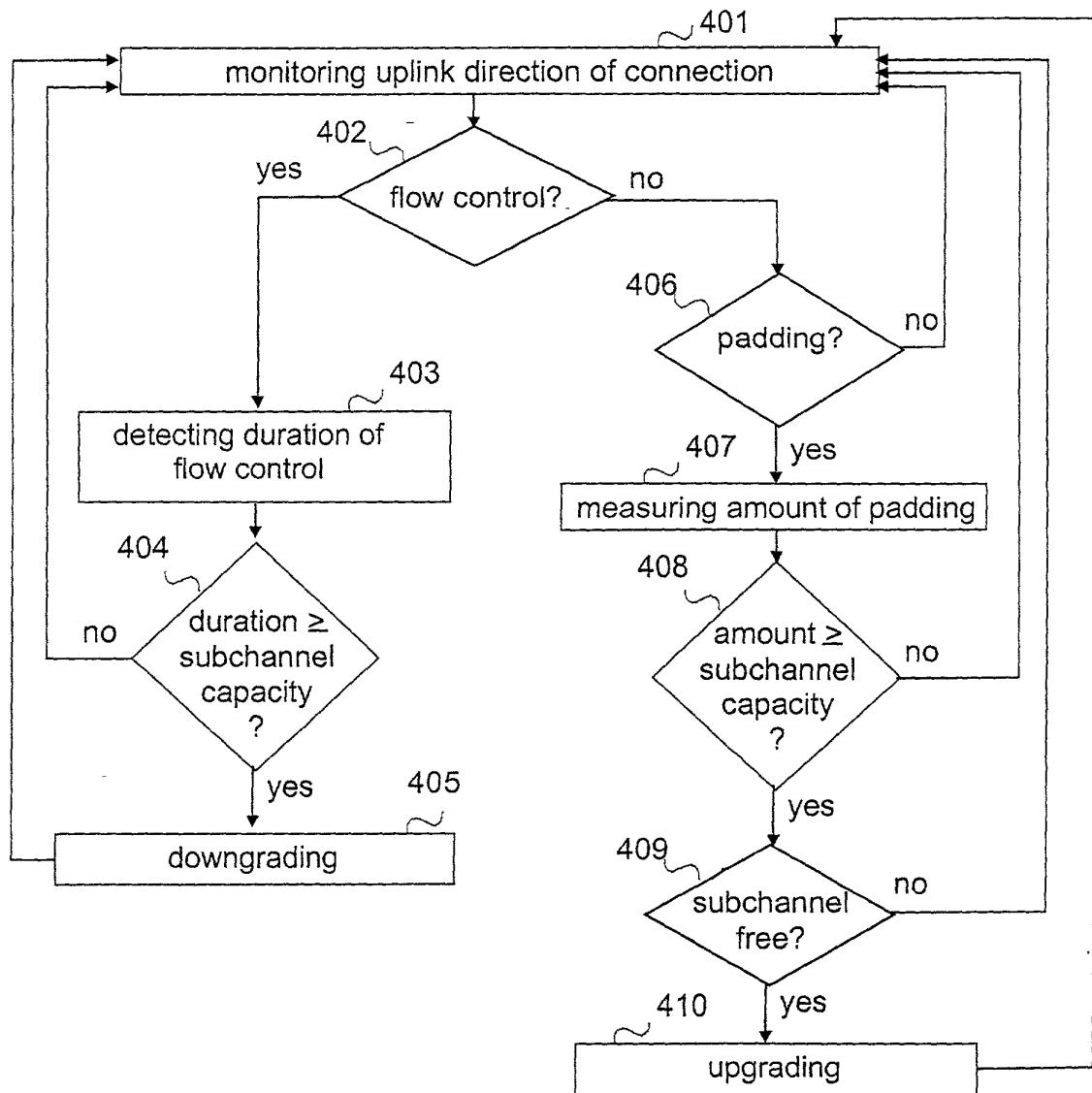


FIG.4

**FOR UTILITY/DESIGN
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DECLARATIONS**

**RULE 63 (37 C.F.R. 1.63)
DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PM & S
FORM**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the **INVENTION ENTITLED** _____
Data transmission resources optimization

the specification of which (**CHECK** applicable **BOX(ES)**)
 A. is attached hereto.
BOX(ES) B. was filed on _____ as U.S. Application No. /
 C. X was filed as PCT International Application No PCT /FI99 /00840 on 11 October 1999
and (if applicable to U.S. or PCT application) was amended on _____

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application

PRIOR FOREIGN APPLICATION(S)		Date first Laid-open or Published	Date Patented or Granted	Priority NOT Claimed
Number	Country			
982222	Finland	13 October 1998		

If more prior foreign applications, X box at bottom and continue on attached page.

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application.

PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)		Status	Priority NOT Claimed
Application No. (series code/serial no.)	Day/Month/Year Filed		
		pending, abandoned, patented	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, 1100 New York Avenue, N.W., Ninth Floor, East Tower, Washington, D.C. 20005-3918, telephone number (202) 861-3000 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete names/numbers below of persons no longer with their firm and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or a below attorney in writing to the contrary.

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"X" box X FOR ADDITIONAL INVENTORS, and proceed on the attached page to list each additional inventor.

See additional foreign priorities on attached page (incorporated herein by reference).

Atty. Dkt. No. PM

DECLARATION AND POWER OF ATTORNEY

(continued)

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(6) INVENTOR'S SIGNATURE:

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Post Office Address (include Zip Code)		

(7) INVENTOR'S SIGNATURE:

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Residence		
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Post Office Address (include Zip Code)		

(8) INVENTOR'S SIGNATURE:

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Post Office Address (include Zip Code)		

(9) INVENTOR'S SIGNATURE:

Date:

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City	State/Foreign Country	Country of Citizenship
Post Office Address (include Zip Code)		